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18 UNITED STATES DISTRICT COURT
19 DISTRICT OF NEVADA

20 Cung Le, Nathan Quarry, Jon Fitch, Brandon
21 Vera, Luis Javier Vazquez, and Kyle
Kingsbury on behalf of themselves and all
22 others similarly situated,

23 Plaintiffs,

24 v.

25 Zuffa, LLC, d/b/a Ultimate Fighting
Championship and UFC,

26 Defendant.
27
28

Case No.: 2:15-cv-01045-RFB-(PAL)

**JOINT MOTION TO EXTEND
DEADLINE FOR ZUFFA TO FILE
MOTION TO SEAL PLAINTIFFS'
OPPOSITION TO ZUFFA'S
MOTION FOR SUMMARY
JUDGMENT (ECF NO. 599)**

(First Request)

1 Pursuant to Local Rules IA 6-1 and 26-4, Plaintiffs Cung Le, Nathan Quarry, Jon Fitch,
2 Brandon Vera, Luis Javier Vazquez, and Kyle Kingsbury (“Plaintiffs”) and Defendant Zuffa, LLC
3 (“Zuffa”) (collectively, “the Parties”), by and through their undersigned attorneys, move to extend the
4 deadline for Zuffa to file a motion to seal Plaintiffs’ Opposition to Zuffa’s Motion for Summary
5 Judgment (“Plaintiffs’ Opposition”). The Parties seek to extend the deadline set forth in the Revised
6 Stipulation and Protective Order, which provides that the party claiming protection has five days after
7 a filing is provisionally lodged under seal to file a motion to seal. ECF No. 217 ¶ 14.3. The current
8 deadline for Zuffa to file a motion to seal Plaintiffs’ Opposition is September 26, 2018. The parties
9 hereby jointly move the Court for a one-week extension such that the motion to seal would be due on
10 October 3, 2018. This is the first joint motion for extension of time to file a motion to seal.

11 The Parties have met and conferred, reached an agreement, and now jointly move to extend
12 the deadline for Zuffa’s Motion to Seal one week. As required by Local Rule 26-4, the Parties have
13 good cause to extend the deadline because of the length of Plaintiffs’ Opposition and the significant
14 volume of accompanying exhibits. Plaintiffs’ Opposition is 45 pages in length and is accompanied by
15 141 exhibits. Decl. of Stacey K. Grigsby in Support of Joint Motion to Extend Deadline to File
16 Motion to Seal ¶ 4 (“Grigsby Decl.”). Zuffa is currently reviewing each of these exhibits to determine
17 which ones contain highly confidential information. *Id.* at ¶ 5.

18 An additional week will allow Zuffa to more completely review the necessary documents. In
19 addition, because other motions to seal have been disputed in the past in this matter, Zuffa wishes to
20 ensure its review is as thorough as possible. *See, e.g.*, ECF No. 581; Grigsby Decl. ¶ 6. Extending the
21 filing deadline will give Zuffa the time to ensure all of the exhibits it seeks to seal meet the
22 compelling reasons standard and to ensure Zuffa makes its requests to seal as narrowly tailored as
23 possible in an effort to minimize any potential disputes. The Parties agree that it is in their collective
24 interest to ensure that Zuffa’s sealing requests are as narrowly tailored as possible to reduce any
25 sealing disputes. Grigsby Decl. ¶ 7.

26 The Parties respectfully request that the Court grant a brief, one-week extension of time to file
27 Zuffa’s Motion to Seal until October 3, 2018 because good cause exists for the extension as described
28 above.

Dated: September, 25 2018

Dated: September 25, 2018

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By: /s/ Stacey K. Grigsby

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ATTESTATION OF FILER

The signatories to this document are myself and Kevin Rayhill, and I have obtained Mr. Rayhill's concurrence to file this document on his behalf.

Dated: September 25, 2018

/s/ Stacey K. Grigsby
Stacey K. Grigsby

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing Joint Motion to Extend Deadline for Zuffa to File Motion to Seal Plaintiffs' Opposition to Zuffa's Motion for Summary Judgment (ECF No. 599) was served on September 25, 2018 via the Court's CM/ECF electronic filing system addressed to all parties on the e-service list.

/s/ Roderick Crawford

Roderick Crawford

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17 **UNITED STATES DISTRICT COURT**

18 **DISTRICT OF NEVADA**

19 Cung Le, Nathan Quarry, Jon Fitch, Brandon
20 Vera, Luis Javier Vazquez, and Kyle Kingsbury,
on behalf of themselves and all others similarly
21 situated,

22 Plaintiffs,

23 v.

24 Zuffa, LLC, d/b/a Ultimate Fighting
Championship and UFC,

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No.: 2:15-cv-01045-RFB-(PAL)

**DECLARATION OF STACEY K.
GRIGSBY IN SUPPORT OF JOINT
MOTION TO EXTEND DEADLINE
FOR ZUFFA TO FILE MOTION TO
SEAL PLAINTIFFS' OPPOSITION
TO ZUFFA'S MOTION FOR
SUMMARY JUDGMENT (ECF NO.
599)**

(First Request)

1 I, Stacey K. Grigsby, declare as follows:

2 1. I am a member in good standing of the bar of the District of Columbia and the bar of
3 the State of New York. I am admitted *pro hac vice* to practice before this Court. I am a Partner in
4 the law firm Boies Schiller Flexner LLP (“BSF”), counsel for Zuffa, LLC (“Zuffa”) in the above
5 captioned action in the U.S. District Court for the District of Nevada, *Le et al. v. Zuffa, LLC*, No.
6 2:15-cv-01045-RFP-PAL.

7 2. I make this declaration in support of the Joint Motion to Extend Deadline to File
8 Motion to Seal. Based on my personal experience, knowledge, and review of the files, records, and
9 communications in this case, I have personal knowledge of the facts set forth in this Declaration and,
10 if called to testify, could and would testify competently to those facts under oath.

11 3. Zuffa intends to move to seal certain documents, deposition testimony, and
12 corresponding portions of Plaintiffs’ Opposition to Zuffa’s Motion for Summary Judgment
13 (“Plaintiffs’ Opposition”) that Zuffa believes contain confidential and commercially sensitive
14 information that is properly sealed under the Ninth Circuit’s “compelling reasons” standard.

15 4. Plaintiffs’ Opposition is 45 pages in length and, in total, there are 141 exhibits
16 attached to Plaintiffs’ Opposition.

17 5. Zuffa is in the process of reviewing Plaintiffs’ Opposition and all of the attached
18 exhibits, which include a variety of documents ranging from depositions to expert reports to emails
19 and other documents, in order to determine what documents and portions thereof the compelling
20 reason standard for motions to seal.

21 6. In several recent filings, Plaintiffs and Zuffa have disagreed in motion practice as to
22 what material is properly filed under seal under the compelling reasons standard as well as the good
23 cause standard.

24 7. In a September 24, 2018 discussion with Kevin Rayhill, counsel for Plaintiffs,
25 counsel for Zuffa discussed Zuffa’s desire to work to narrow and reduce any sealing disputes related
26 to Plaintiffs’ Opposition. Mr. Rayhill agreed that it was in the interests of both parties to work to
27 narrow and reduce sealing disputes.

1 I declare under penalty of perjury under the laws of the United States of America that the foregoing
2 facts are true and correct. Executed this 25th day of September, 2018 in Washington, DC.

3
4 /s/ Stacey K. Grigsby

Stacey K. Grigsby

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16 [Additional Counsel Listed on Signature Page]

18 UNITED STATES DISTRICT COURT

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Case No.: 2:15-cv-01045-RFB-(PAL)

**[PROPOSED] ORDER
GRANTING JOINT MOTION TO
EXTEND DEADLINE FOR ZUFFA
TO FILE MOTION TO SEAL
PLAINTIFFS' OPPOSITION TO
ZUFFA'S MOTION FOR
SUMMARY JUDGMENT (ECF
NO. 599)**

(First Request)

[PROPOSED] ORDER

Before this Court is the Joint Motion to Extend the Deadline for Zuffa to File Motion to Seal Plaintiffs' Opposition to Zuffa's Motion for Summary Judgment filed by Defendant Zuffa, LLC ("Zuffa"), and Plaintiffs Cung Le, Nathan Quarry, Jon Fitch, Brandon Vera, Luis Javier Vazquez, and Kyle Kingsbury ("Plaintiffs") (collectively "the Parties").

The Court finds that the Parties have demonstrated that good cause exists and that the extension of the aforementioned deadline is appropriate. Therefore, it is ordered that the deadline for Zuffa to file a motion to seal Plaintiffs' Opposition to Zuffa's Motion for Summary Judgment is extended by one week. Zuffa's motion to seal is now due on October 3, 2018.

IT IS SO ORDERED.

DATED: October 9, 2018

By: _____



RICHARD F. BOULWARE, II
United States District Court